IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 1304 OF 2005
ALONG WITH
CRIMINAL WRIT PETITION NO. 1305 OF 2005

Shri P.R. Vittel ...Petitioner.

V/s

Abhyudaya Co-operative
Bank Ltd. & Ors. ...Respondents.

Mr. A.P. Mundargi with Mr. Manoj S. Mhambarey for the petitioner.

Mr. D.P. Adsule, APP for the State.

MENTIONED, NOT ON BOARD:

CORAM: V.M.KANADE,J.

DATE: 3rd May 2005

P.C.:

1. The learned Counsel appearing on behalf of the petitioner submits that a non-bailable warrant has been issued against the petitioner and the matter is kept tomorrow. He submits that petitioner in Writ Petition No. 1304/2005 is original accused No.3 and the Petitioner in Writ Petition No.1305/2005 is accused No.4. He submits that the petitioner has been attending the Bhoiwada Court since last 10 years. The learned Counsel submits on instructions from his instructing advocate that the petitioner does not wish to press for the other grounds which are raised in the petition and he is ready to proceed with the trial

which is likely to commence in a short time.

2. With the result, non-bailable warrant issued against the petitioner in both the cases is quashed and set aside. The Magistrate may record the plea of the petitioner. If the Magistrate finds that one of the accused is absconding necessary steps may be taken against such accused. The Magistrate may take necessary steps for the purpose of separating trial of the present petitioner and the trial of the absconding accused, if necessary. The Trial Court to decide the case pending in the Trial Court as expeditiously as possible and, in any case within a period of six months. With these directions both the Writ Petitions are disposed of.

V.M. KANADE, J.